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P/3610-63 (4976-19)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Marie-Pascale LATORSE et al.

Date: February 26, 2009

Serial No.: 10/553,363

Group Art Unit: 1616

Filed: October 14, 2005

Examiner: Prior, A. N.

For: FUNGICIDAL COMPOSITION COMPRISING A PYRIDYL METHYL BENZAMIDE
DERIVATIVE AND CHLOROTHALONIL

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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.116

This response is in reply to the Office Action mailed October 1, 2008, and the Advisory Action of January 27, 2009, in the above-identified application. A Notice of Appeal was filed on February 2, 2009. Reconsideration of the application is respectfully requested.

FEE CALCULATION

No additional fee is required. The Notice of Appeal of February 2, 2009, was accompanied with a one-month extension of time.

If any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

Appl. No. 10/553,363
AMENDMENT dated February 26, 2009
Reply to Office Action of October 1, 2008

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CONTINGENT EXTENSION REQUEST

If this communication is filed after the shortened statutory time period had elapsed and no separate petition is enclosed, the Director of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding office action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to Deposit Account No. 15-0700.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 5 of this paper.